

REMARKS

In response to the present office action, Applicant has amended the specification to include appropriate section headings. In view thereof, Applicant believes the specification is now in compliance with the Statute and Regulations and thus in condition for allowance.

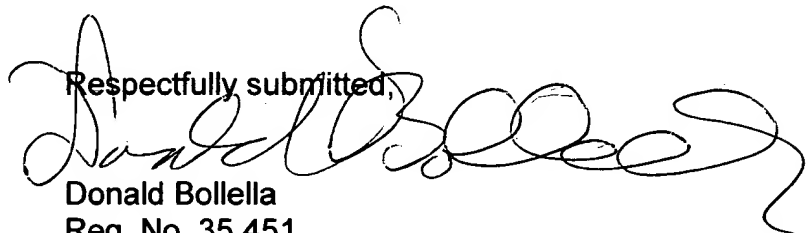
The Examiner rejected claims 14-52 under the judicially created doctrine of double patenting over claims 1-22 of U.S. Patent No. 6,327,031. Applicant respectfully disagrees with the Examiner's rejection. Claims 1-22 of U.S. Patent No. 6,327,031 are directed to an apparatus and semi-reflective optical system for carrying analysis out samples while claims 14-52 pending herein are directed to apparatus and method for carrying out analysis of samples using semi-reflective beam radiation inspection. Applicant thus believes that the claims pending herein are patentably distinct for those issued in U.S. Patent No. 6,327,031.

In the interests of expedited allowance and issuance, however, Applicant submits herewith a Terminal Disclaimer under 37 C.F.R. Sec. 1.321(c).

In view of the above amendments and submission of the Terminal Disclaimer, Applicant believes the present case is in condition for allowance. Applicant thus requests that the Examiner accordingly issue a notice of allowance.

If the Examiner believes that contact with Applicant's representative would be advantageous toward the disposition of this case, he is herein requested to call Applicant's representative at the phone number noted below.

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Respectfully submitted,

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